THE HON'BLE MR JUSTICE V.V.S.RAO

-

WRIT PETITION No.1624 of 2006

-

Dated:30.01.2006

Between:

Lotus Gagan Vihar Welfare Association, rep. byits Vice President,

A. Madhusudhan Rao,
S/o. Late A. Purshotham Rao, Door No.1-2-593/59, Goshamahal,

Hyderabad.

..... PETITIONER

AND

The Municipal Corporation of Hyderabad, rep. by its commissioner,

Hyderabad Circle No.III, and another.

.....RESPONDENTS

THE HON'BLE MR JUSTICE V.V.S.RAO

-

WRIT PETITION No.1624 of 2006

ORDER:

-

Lotus Gagan Vihar Welfare Association seeks a writ of mandamus declaring the action of the first respondent herein, namely the Municipal Corporation of Hyderabad (MCH), in not demolishing the illegal construction of flat No.501 and penthouse in Lotus Gagan Vihar Apartments by the second respondent as illegal and arbitrary.

Before approaching the Court for redressal, the petitioner-Association filed a complaint, dated 22.12.2005, before the MCH. The same was not considered. Therefore, the writ petition is disposed of at the admission stage itself, directing the MCH to consider the representation made by the petitioner on 22.12.2005 and also the judgment and decree of the Court of the X Junior Civil Judge, City Civil Court, Hyderabad, in O.S.No.4553 of 2002 and also the fact that the suit filed by the petitioner-Association, being O.S.No.5773 of 2005 on the file of the Court of the X Junior Civil Judge, City Civil Court, Hyderabad, is pending, and take necessary action in accordance with law.

The Writ Petition is accordingly, disposed of. No costs.

_____

(V.V.S.RAO, J)

30.01.2006

vs